

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 2003 – 10C2 - GP

DATE OF NOTICE: October 23, 2003

The Office of Water Quality issues the following **GENERAL PERMIT**.

NEW / RULE 327 IAC 15-10.

GILLS QUICK MART, Merrillville, IN, NPDES Permit No. ING080197. This facility will discharge groundwater into Sprout Ditch in LAKE COUNTY. The Notice of Intent (NOI) letter submitted complies with the requirements in 327 IAC 15-10 Wastewater Discharge Associated with Groundwater Petroleum Remediation Systems. Permit Writer: Sherri Owens at 317/232-8703.

PROCEDURES TO APPEAL

Copies of the General Permit & related documents are on file and may be inspected at the IDEM, Office of Water Quality/Permit Section, 100 N Senate Ave, Indianapolis, IN, Room 1203. **Please note: visitors must sign in at the 12th floor Reception Desk , Indiana Government Center North, West end, just off the elevator.** She will inform the Permit Section of your arrival. Files can be viewed between 9:00 a.m. and 4:00 p.m., Monday-Friday (copies 10¢ per page). Copies of General Permit rules can be reviewed at the local Health Department.

Appeal Procedure: Any person affected by the issuance of the attached General Permit may appeal by filing a ***Petition for Administrative Review*** with the Office of Environmental Adjudication within eighteen (18) days after the mailing date of this notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant, a person aggrieved or adversely affected or is otherwise entitled to review by law.

Timely filing: The ***Petition for Administrative Review*** must be either: (1) received by the Office of Environmental Adjudication (OEA) no later than 18 days from the notice mailing date; (2) postmarked no later than 18 days from the notice mailing date; or (3) received by private carrier no later than 18 days from the notice mailing date as shown by receipt issued by the carrier.

This Petition for Administrative Review represents a request for an Adjudicatory Hearing and must also:

- * state the name and address of the person making the request;
- * identify any persons represented by the person making the request;
- * state specifically the issues proposed for consideration at the hearing;
- * identify the interest of the person making the request;
- * state specifically the reasons for the request;
- * identify the General Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES General Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES General Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here:
Phone: 317/232-8591.

**Environmental Law Judge
Office of Environmental Adjudication
ISTA Building - STE 618
150 West Market Street
Indianapolis IN 46204**

Stay Time frame: If the Petition(s) are filed within eighteen (18) days of the mailing of this notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen(15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

Hearing Notification: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined herein. Procedural or scheduling questions regarding a petition should be directed to the OEA at 317/232-8591.

